

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT APPLICATION EXAMINING OPERATIONS

Appl. No.: 10/058,443
Applicant : Rebecca Klotzer
Filed : January 22, 2002
TC/AU: 1722
Examiner: Del Sole

Confirmation No.: 7553

Docket No. : DES:3568.0076
Customer No.: 00152

Mail Stop PCT
Commissioner for Patents
Office of PCT Legal Administration
Attention PCT Legal Office
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO MAKE CLAIM UNDER 35 USC 120

01/22/2004 HKAYPAGH 00000073 10058443

03 FC:1460

130.00 JP

1600 ODS Tower
601 S.W. Second Avenue
Portland, Oregon 97204-3157
Tel. 503.227.5631

January 14, 2004

Dear Sir:

Pursuant to 37 CFR 1.178(a)(3) and the Decision on Petition dated December 22, 2003, applicant petitions to accept an unintentionally delayed claim under 35 USC 120 for the benefit of prior-filed international application PCT/EP99/00286 and shows as follows.

Application No. 10/058,443

Petition to Make Claim Under 35 USC 120 dated January 14, 2004

1. Applicant requests amendment of the specification at page 1, line 3 to read as follows:

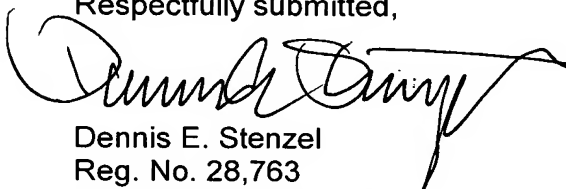
"This application is a divisional of application Serial No. 09/642,930 filed August 18, 2000, which is a continuation of PCT/EP99/00286 filed January 19, 1999."

2. The petition fee of \$1330 required by 37 CFR 1.17(t) is enclosed herewith, and the Commissioner is authorized to charge any additional fee relating to this application, or credit any overpayment, to Deposit Account No. 03-1550. A duplicate copy of this Petition is enclosed.

3. The entire delay between the date the priority claim was due and the date the claim was filed was unintentional.

Dated this 14th day of January, 2004.

Respectfully submitted,



Dennis E. Stenzel
Reg. No. 28,763
Attorney for Applicants
Tel: (503) 227-5631

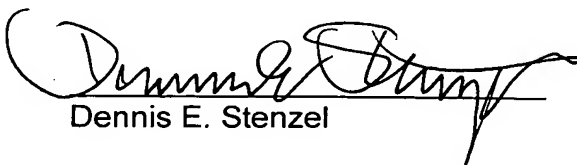
01/22/2004 HAYPAGH 00000073 10058443

01 FC:1453

1330.00 OP

CERTIFICATE OF MAILING

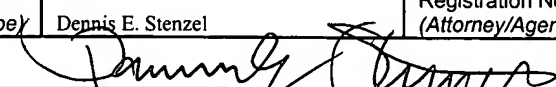
I hereby certify that this PETITION TO MAKE CLAIM UNDER 35 USC 120, together with a Certificate of Mailing and Return Acknowledgment Postcard, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, Attention PCT Legal Office, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this 14th day of January, 2004.


Dennis E. Stenzel

FEE TRANSMITTAL For FY 2004 <i>Effective 10/01/2003. Patent fees are subject to annual revision.</i>		Complete if Known	
		Application Number	10/058,443
		Filing Date	January 22, 2002
		First Named Inventor	Rebecca Klotzer
		Examiner Name	Del Sole
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	1722
TOTAL AMOUNT OF PAYMENT	(\$130	Attorney Docket Number	3568.0076

METHOD OF PAYMENT (check all that apply) <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: <u>03-1550</u> Deposit Account Name: Chernoff Vilhauer McClung & Stenzel The Director is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				FEE CALCULATION (Continued) 3. ADDITIONAL FEES <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge – late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge – late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> 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***or number previously paid, if greater; For Reissues, see above.*

SUBMITTED BY				(Complete (if applicable))	
Name (Print/Type)	Dennis E. Stenzel	Registration No. (Attorney/Agent)	28,763	Telephone	(503) 227-5631
Signature				Date	Jan 14 '03

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